

BK 1718 PG 0753

BK 1694 PG 0740

THIS INSTRUMENT WAS PREPARED BY
AND RETURN TO:

D. March
CNL Restaurant Properties, Inc.
450 S. Orange Avenue
Orlando, Florida 32801

STATE MS.-DE SOTO CO.
FILED
MAY 12 2 57 PM '03

STATE MS.-DE SOTO CO.
FILED
APR 9 11 44 AM '03

BK 1718 PG 753
W.E. DAVIS CH. CLK.

BK 1694 PG 740
W.E. DAVIS CH. CLK.

PARTIAL RELEASE OF DEED OF TRUST

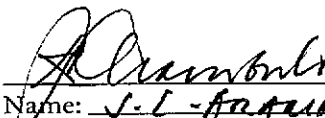
You are hereby authorized and requested to enter satisfaction of and cancel of record that certain Commercial Deed of Trust executed by APF PARTNERS, LP ("Grantor") to EDLEY H. JONES, III, Trustee for COOPERATIEVE CENTRALE RAIFFEISEN-BOERENLEENBANK, B.A. "Rabobank International," New York Branch, as Collateral Agent, ("Beneficiary") the owner and holder of a certain Deed of Trust dated December 14, 1999 and recorded in Deed of Trust Book 1173, Page 675, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

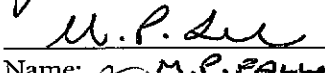
In consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00), the owner and holder hereby releases, quit-claims, exonerates and discharges from the lien and operation of the above described Deed of Trust the real property described in Exhibit "A" attached hereto and by this reference made a part hereof provided that nothing herein shall in anyway impair, alter or diminish the effect, lien or encumbrance of the Deed of Trust on any property not hereby released, or any of the rights and remedies of the owner and holder thereof.

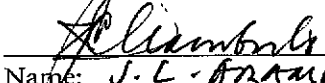
IN WITNESS WHEREOF, RABOBANK INTERNATIONAL has signed these presents this 27 day of March, 2003. THIS DOCUMENT IS BEING RE-RECORDED TO CORRECT THE PAGE NUMBER OF THE DEED OF TRUST IT IS RELEASING.

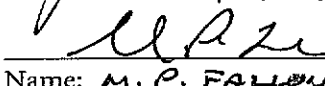
Signed, sealed and delivered
in the presence of:

COOPERATIEVE CENTRALE RAIFFEISEN-
BOERENLEENBANK, B.A., "RABOBANK
INTERNATIONAL," New York Branch, as
Collateral Agent


Name: J. L. A. A. A. A. A.

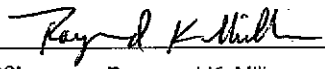

Name: M. P. Fallon


Name: J. L. A. A. A. A. A.


Name: M. P. Fallon

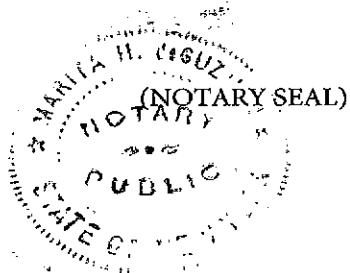
Hardees, Horn Lake, MS
761-383756

By: 
Name: Wing Ng
Title: Executive Director

By: 
Name: Raymond K. Miller
Title: Managing Director
CM&T Credit

State of New York, County of NEW YORK, ss:

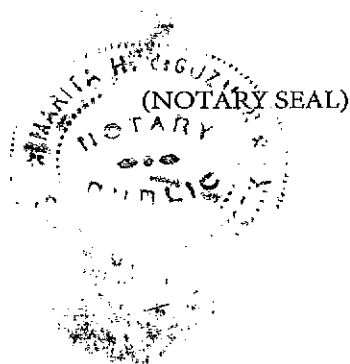
On the 27th day of MARCH in the year 2003 before me, the undersigned personally appeared WING NG as EXECUTIVE DIRECTOR of COOPERATIEVE CENTRALE RAIFFEISEN-BOERENLEENBANK, B.A., "RABOBANK INTERNATIONAL," New York Branch, as Collateral Agent, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and he/she acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.



Marita H. de Guzman
 Notary Public
 Name: Marita H. de Guzman
 Serial No: Notary Public, State of New York
 My Commission Expires: No. 31-5076574
Qualified in New York County
 Commission Expires April 21, 2003

State of New York, County of NEW YORK, ss:

On the 27th day of MARCH in the year 2003 before me, the undersigned personally appeared RAYMOND K. MILLER as MANAGING DIRECTOR of COOPERATIEVE CENTRALE RAIFFEISEN-BOERENLEENBANK, B.A., "RABOBANK INTERNATIONAL," New York Branch, as Collateral Agent, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and he/she acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.



Marita H. de Guzman
 Notary Public
 Name: Marita H. de Guzman
 Serial No: Notary Public, State of New York
 My Commission Expires: No. 31-5076574
Qualified in New York County
 Commission Expires April 21, 2003

BK 1718 PG 0755

BK 1694 PG 0742

EXHIBIT "A"

LEGAL DESCRIPTION OF THE PROPERTY

Lot 2, First Revision, Interstate Commons Subdivision, in Section 36, Township 1 South, Range 8 West, City of Horn Lake, DeSoto County, Mississippi, as shown by plat appearing of record in Plat Book 35, Page 11, in the office of the Chancery Clerk of DeSoto County, Mississippi.

TOGETHER WITH a 30 foot sign easement along the northeast property line created by a plat appearing of record in Plat Book 35, Page 11, in the office of the Chancery Clerk of DeSoto County, Mississippi.
